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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of)

Roussel et al.)

Serial No.: 09/331,554)

Filed: August 23, 1999)

Title: ABSORBABLE COMPOSITION CONTAINING)

PROPIONIC BACTERIA CAPABLE OF RELEASING)

NITRIC OXIDE IN THE HUMAN OR ANIMAL)

ALIMENTARY CANAL)

Group Art Unit: 1651

Examiner: V. Afremova

NOTICE OF APPEAL

Assistant Commissioner of Patents
Washington, D.C. 20231

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the Examiner's decision dated February 7, 2001, finally rejecting Claims 13-16, 19-21, 24-26 and 29-30.

The \$310.00 appeal fee is enclosed. If the enclosed remittance is insufficient to cover the required fee, please charge Deposit Account No. 02-0385, Baker & Daniels.

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310.00 OP

Respectfully submitted,

Anthony Niewyk
Registration No. 24,871
Attorney for Applicants

AN16/mh/178476

Enclosure(s):

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CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER OF PATENTS AND TRADEMARKS, WASHINGTON, DC 20231, on: May 7, 2001

ANTHONY NIEWYK, REG. NO. 24,871
NAME OF REGISTERED REPRESENTATIVE

SIGNATURE

May 7, 2001
DATE